

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
**KENNETH H. ROUX, ET AL.**

Serial No.: 10/529,602

Confirmation No.: 4130

Filing Date:     **March 30, 2005**

For:    **NUCLEIC ACID AND ALLERGENIC  
POLYPEPTIDES ENCODED  
THEREBY IN CASHEW NUTS  
(*Anacardium occidentale*)**

Commissioner for Patents  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT**

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed on October 17, 2007, please enter the election of claims as follows.

**Election of Claims**

Applicants, without traverse, elect the claims in Group I for further prosecution at this time, that is, claims 1-11 and 26-27. Non-elected claims 12-25 are cancelled without prejudice.

Applicants alert the Examiner that a divisional application is being filed and respectfully request concurrent examination of same.